IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE J.M.JAMES

THURSDAY, THE 27TH JULY 2006 / 5TH SRAVANA 1928

Bail Appl..No. 4174 of 2006

CMP.7308/2006 of J.M.F.C.-I,KOTTARAKKARA
(CRIME NO.253/2006 OF EZHUKONE POLICE STATION)

.....

PETITIONER/ACCUSED

BABU @ BABUKUTTAN, AGED 38 YEARS,
S/O.NEELAMBARAN,
CHAMAVILA VEEDU, PARUTHUMPARA MURI,
EZHUKONE VILLAGE, KOTTARAKKARA.

BY ADV. SRI.P.A.NOOR MUHAMMED
SRI.C.K.PRASAD
SRI.VIKANTH K.PUTHUMANA

RESPONDENTS: COMPLAINANT

STATE OF KERALA,
REP. BY THE SUB INSPECTOR OF POLICE,
EZHUKONE,
THROUGH THE PUBLIC PROSECUTOR,
HIGH COURT OF KERALA.

BY PUBLIC PROSECUTOR P.N. SUKUMARAN

THIS BAIL APPLICATION HAVING COME UP FOR ADMISSION ON 27/07/2006, THE COURT ON THE SAME DAY PASSED THE FOLLOWING:

J.M.JAMES, J.

B.A. 4174/2006

DATED THIS THE 27TH DAY OF JULY, 2006

O R D E R

The petitioner was found in illegal possession of thirty liters of illicit arrack, on 20.6.2006, by the Inspector of Ezhukone Police Station, who registered crime No.253/2006 of that police station, under section 8(1) & 8 (2) of the Abkari Act. The petitioner was arrested on the same day and he was remanded on the next day, by the Court below. Hence this application, under Section 439 Cr.P.C.

2. Considering the completion of the investigation and the duration of the judicial detention, I grant bail and release the petitioner from jail, subject to the following conditions:-

> (a). The petitioner shall execute a bond for Rs.25,000/-, with two solvent sureties, each for the like sum, to the

satisfaction of the Judicial Magistrate of First Class-I, Kottarakkara.

(b). The petitioner shall report before the investigating officer, once in a week, on every Wednesday, between 10.00 a.m and 11.00 .am., for a period of three months, starting from 2.8.2006.

The application is allowed as above.

J.M.JAMES
JUDGE

mrcs